

Docket No. 3896-037

#17
B. Webb
10/21/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Sricanth Thiagarajan et al.

Serial No. : 09/904,914 **Examiner** : Bockelman, M.

Filed : July 13, 2001 **Group Art Unit** : 3762

For : METHOD AND APPARATUS FOR MONITORING CARDIAC PATIENTS FOR T-WAVE ALTERNANS

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

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OCT 21 2003

**RESPONSE
TO RESTRICTION REQUIREMENT**

TECHNOLOGY CENTER 13700

Sir:

In response to the restriction requirement issued in the above-identified application on September 26, 2003, the Applicant hereby provisionally elect GROUP I directed to claims 1-7, drawn to an apparatus to detect TWA using one of a periodicity or statistical waveform, without traverse. Accordingly, please cancel claims 8-14, 20-24, drawn to an apparatus and method to detect TWA using a statistical test, and, further, claims 15-19 drawn to a method of detecting TWA using periodic transform.

No fee is deemed necessary in connection with the filing of this Communication. However, if any fee is required, authorization is hereby given to charge the amount of any such fee to the Deposit Account No. 07-1730, Docket No. 3896-037. A duplicate copy of this

Communication is attached for that purpose.

Respectfully submitted
GOTTLIEB, RACKMAN & REISMAN, P.C.

Dated: 10.14.03

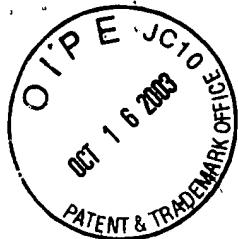
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Docket No.: 3896-037

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CERTIFICATE OF MAILING (37 C.F.R. 1.8a)

I hereby certify that the attached:

1. Response to Restriction Requirement (2 pages); and
2. Return Receipt Postcard.

(Along with any paper(s) referred to as being attached or enclosed) and this Certificate of Mailing are being deposited with the United States Postal Service on the date indicated below with sufficient postage as first-class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Respectfully submitted
GOTTLIEB, RACKMAN & REISMAN, P.C.

Dated: 10.14.03

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Docket No.: 3896-37
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Srikanth THIAGARAJAN et al.

Serial No. : 09/904,914 **Examiner :** To Be Assigned

Filed : July 13, 2001 **Group Art Unit:** To Be Assigned

For : METHOD AND APPARATUS FOR MONITORING CARDIAC PATIENTS FOR T-WAVE ALTERNANS

Commissioner for Patents
Box Patent Application
Washington, D.C. 20231

PRELIMINARY AMENDMENT

Sir:

Prior to the substantive examination of the subject application please amend thereof as follows:

In the Claims:

Please insert the following new claims:

21. (New) The apparatus of claim 20 wherein said analyzer makes said decision based on a plurality of preset rules, said analyzer being adapted to modify said preset rules when more robust rules become available.

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